

GEORGIA BOARD OF EXAMINERS OF LICENSED PRACTICAL NURSES

NOTICE OF INTENT TO ADOPT PROPOSED AMENDMENTS TO THE GEORGIA  
BOARD OF EXAMINERS OF LICENSED PRACTICAL NURSES RULE 400-2-.06  
TEMPORARY PERMIT. AMENDED. AND NOTICE OF PUBLIC HEARINGS

TO ALL INTERESTED PERSONS AND PARTIES

Notice is hereby given that pursuant to the authority set forth below, the Georgia Board of Examiners of Licensed Practical Nurses (hereinafter "Board") proposes amendments to Georgia Board of Examiners of Licensed Practical Nurses Rules Chapter 400-2-.06 Temporary Permit. Amended.

The proposed rule amendment extends the active time frame of a temporary permit and provides the Board authority to grant extensions of the active time frame, at the discretion of the Board.

This notice, together with an exact copy of the proposed rule amendment and a synopsis of the proposed rule amendment, is being mailed to all persons who have requested, in writing, that they be placed on a mailing list. A copy of this notice, an exact copy of the proposed rule amendment and a synopsis of the proposed rule amendment may be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m. Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the Georgia Board of Examiners of Licensed Practical Nurses web page at <http://www.sos.state.ga.us/plb/lpn>. Copies may also be requested by contacting the Georgia Board of Examiners of Licensed Practical Nurses office at 478-207-2440.

A public hearing is scheduled to begin at 9:15 am on July 16, 2008 at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217 to provide the public an opportunity to comment upon and provide input into the proposed rule amendments. At the public hearing anyone may present data, make a statement, comment or offer a viewpoint or argument whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements should be concise and will be limited to 5 minutes per person. Additional comments should be presented in writing. Written comments are welcomed. To ensure their consideration, written comments must be received on or before July 9, 2008. Written comments should be addressed to Randall D. Vaughn, Division Director, Professional Licensing Boards Division, Georgia Board of Examiners of Licensed Practical Nurses, 237 Coliseum Drive, Macon, Georgia 31217. FAX: 478-314-9135.

The proposed rule amendments will be considered for adoption by the Board at its meeting scheduled to begin at 9:20 am on July 16, 2008 at the Professional Licensing Boards Division of the Secretary of State's Office, 237 Coliseum Drive, Macon, Georgia

31217. The proposed rule amendments are proposed for adoption pursuant to authority contained in The Georgia Board of Examiners Licensed Practical Nurses Act O.C.G.A. §§ 43-26-35(5)(6)(7) and 43-26-38(f).

At its meeting on May 7, 2008 the Board voted that the formulation and adoption of these rules do not impose regulatory cost on any licensee and any cost to comply with the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-26-35(5)(6)(7) and 43-26-38(f).

At its meeting on May 7, 2008 the Board voted that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-26-35(5)(6)(7) and 43-26-38(f) to adopt or implement differing actions for businesses as listed at O.C.G.A. §§ 50-13-4(3)(A), (B), (C) and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated and dominant in the field of nursing.

For further information, contact the Board office at 478-207-2440.

This notice is given in compliance with Section 4(a)(1) of the Georgia Administrative Procedures Act (O.C.G.A. §50-13-4).

This 16<sup>th</sup> day of June, 2008.

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Randall D. Vaughn  
Division Director  
Professional Licensing Boards

Date Posted: June 16, 2008

SYNOPSIS OF PROPOSED AMENDMENTS TO THE  
GEORGIA BOARD OF EXAMINERS OF LICENSED PRACTICAL NURSES RULES  
FOR RULE 400-2-.06 TEMPORARY PERMITS

Rule 400-2-.06 proposed amendment extends the current six (6) month active time frame for a Temporary Permit to be extended to a nine (9) month active time frame. In addition, language providing the Board authority to grant an extension, at the Board's discretion, of the active time frames has been added.

Purpose: Proposed amendment allows a Temporary Permit to be active an extra three (3) months, and gives the Board authority to extend that time frame at their discretion.

Main Features: Temporary Permits to be issued for a nine (9) month active time frame versus the current six (6) month time frame, and, provides the Board authority to grant an extension if warranted.

DIFFERENCES BETWEEN THE EXISTING RULE AND THE  
PROPOSED CHANGES TO THE GEORGIA BOARD OF EXAMINERS OF  
LICENSED PRATICAL NURSES RULES FOR RULE 400-2-.06

[NOTE: Underlined text is proposed to be added; lined through text is proposed to be deleted]

**400-2-.06 Temporary Permit. Amended.**

(1) Further Training: An applicant for licensure by endorsement or reinstatement required to complete further training through supervised clinical practice may be issued a temporary permit, according to the provisions of law, as follows:

(a) The temporary permit shall be valid up to ~~six (6)~~ **nine (9)** months or until final action upon the application for licensure by endorsement or reinstatement is taken by the Board and a license is issued, whichever occurs first. In either case, the temporary permit ~~may not be~~ **is** valid for a period ~~which exceeds six~~ **of nine (9)** months, ~~and may not be re-issued.~~ **Any extension of the nine (9) month temporary permit shall be at the discretion of the Board.**

(b) The holder of this temporary permit may obtain supervised clinical practice training under supervision as outlined in the board approved work proposal submitted to the board by the applicant on forms provided by the board.

(2) Endorsement and Reinstatement: An applicant for licensure by endorsement or reinstatement who has submitted a completed application and provided verification of active practice may be issued a temporary permit according to the provisions of law as follows:

(a) Applicant has provided a current copy of their licensed practical/vocational nurse license from a NCLEX jurisdiction.

(b) The holder of this temporary permit may perform nursing duties under the supervision of a licensed registered nurse, doctor, podiatrist or dentist.

(c) The temporary permit shall be valid up to ~~six (6)~~ **nine (9)** months or until final action upon the application for licensure by endorsement or reinstatement is taken by the Board and a license is issued, whichever occurs first. In either case, the temporary permit ~~may~~

~~not be~~ **is** valid for a period ~~which exceeds six~~ **of nine (9)** months, ~~and may not be re-~~  
~~issued.~~ **Any extension of the nine (9) month temporary permit shall be at the**  
**discretion of the Board**

Authority: O.C.G.A. § 43-26-35(5)(6)(7) and 43-26-38(f).